

DEC 15 2004

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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FACSIMILE: (714) 557-3347

FACSIMILE COVER SHEET

Deliver to: Craig Thompson, USPTO Art Group: 2813
Facsimile No.: (703) 872-9306 Date: December 15, 2004
From: Thinh V. Nguyen, Reg. No. 42,034
Our Docket No.: 42PI3554D Number of pages 10 including this sheet.
Application No.: 10/777,619 Filing Date: 2/12/2004
Docket Due Date(s): 2/1/2005

Enclosed are the following documents:

<input checked="" type="checkbox"/> Amendment: <u>Response</u> (<u>8</u> pgs)	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Appeal Brief (in triplicate) (<u> </u> pgs)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Application: <u> </u>	<input type="checkbox"/> Petition for: <u> </u>
(<u> </u> pgs) w/cover & abstract)	<input type="checkbox"/> Request for Continued Examination (RCE)
<input type="checkbox"/> Assignment & Cover Sheet (<u> </u> pgs)	<input type="checkbox"/> Reply Brief (<u> </u> pgs)
<input checked="" type="checkbox"/> Certificate of <u>Facsimile</u>	<input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)
<input type="checkbox"/> Continued Prosecution Application (CPA)	<input type="checkbox"/> Request to Rescind Previous Nonpublication Request
<input type="checkbox"/> Declaration & POA (<u> </u> pgs)	<input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter
<input type="checkbox"/> Drawings: <u> </u> sheets, <u> </u> figures	<input type="checkbox"/> Response to Written Opinion (<u> </u> pgs)
<input type="checkbox"/> Extension of Time: <u> </u>	<input type="checkbox"/> Terminal Disclaimer
<input checked="" type="checkbox"/> Fee Transmittal (in duplicate)	<input type="checkbox"/> Transmittal of Publication Fee Due
<input type="checkbox"/> IDS & PTO/SB/08 (<u> </u> pgs)	<input checked="" type="checkbox"/> Transmittal Letter
<input type="checkbox"/> Other <u> </u>	

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

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Tu T. Nguyen12/15/2004

Date

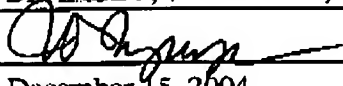
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DEC 15 2004

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application No.	10/777,619
		Filing Date	February 12, 2004
		First Named Inventor	Lamberto V. Nepomuceno
		Art Unit	2813
		Examiner Name	Craig Thompson
Total Number of Pages In This Submission	9	Attorney Docket Number	42P13554D

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; height: 60px; width: 100%;"></div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Thinh V. Nguyen, Reg. No. 42,034 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	December 15, 2004


CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.			
Typed or printed name	Tu T. Nguyen		
Signature		Date	December 15, 2004

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wt) 06/04/2004.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

FEE TRANSMITTAL for FY 2005		<i>Patent fees are subject to annual revision.</i>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Complete if Known	
		Application Number	10/777,619
		Filing Date	February 12, 2004
		First Named Inventor	Lamberto V. Nepomuceno
		Examiner Name	Craig Thompson
TOTAL AMOUNT OF PAYMENT		(\$)	0.00
		Art Unit	2813
		Attorney Docket No.	42P13554D

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) <input checked="" type="checkbox"/> Credit any overpayments	
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.	

FEE CALCULATION																																																																																																																																																	
1. EXTRA CLAIM FEES																																																																																																																																																	
Total Claims	16	20*	0	50.00	\$0.00																																																																																																																																												
Independent Claims	2	3*	0	200.00	\$0.00																																																																																																																																												
Multiple Dependent																																																																																																																																																	
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th colspan="2">Fee Description</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th colspan="2"></th> </tr> </thead> <tbody> <tr> <td>1202</td> <td>50</td> <td>2202</td> <td>25</td> <td colspan="2">Claims in excess of 20</td> </tr> <tr> <td>1201</td> <td>200</td> <td>2201</td> <td>100</td> <td colspan="2">Independent claims in excess of 3</td> </tr> <tr> <td>1203</td> <td>350</td> <td>2203</td> <td>150</td> <td colspan="2">Multiple Dependent claim, if not paid</td> </tr> <tr> <td>1204</td> <td>300</td> <td>2204</td> <td>150</td> <td colspan="2">**Rescue independent claims over original patent</td> </tr> <tr> <td>1205</td> <td>300</td> <td>2205</td> <td>150</td> <td colspan="2">**Rescue claims in excess of 20 and over original patent</td> </tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (1)</td> <td style="text-align: center;">(\$)</td> <td style="text-align: center;">0.00</td> </tr> </tbody> </table>						Large Entity		Small Entity		Fee Description		Fee Code	Fee (\$)	Fee Code	Fee (\$)			1202	50	2202	25	Claims in excess of 20		1201	200	2201	100	Independent claims in excess of 3		1203	350	2203	150	Multiple Dependent claim, if not paid		1204	300	2204	150	**Rescue independent claims over original patent		1205	300	2205	150	**Rescue claims in excess of 20 and over original patent		SUBTOTAL (1)				(\$)	0.00																																																																																												
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SUBTOTAL (2)				(\$)																																																																																																																																													
Other fee (specify): _____																																																																																																																																																	

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Thinh V. Nguyen	Registration No. (Attorney/Agent)	42,034
Signature		Telephone	(714) 557-3800
		Date	12/15/04

Based on PTO/GB-17 (12-04) as modified by Binkley, Golokoff, Taylor & Zalman (W1) 12/15/2004.
 SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22310-1460

Patent fees are subject to annual revision.

Application Number	10/777,619
Filing Date	February 12, 2004
First Named Inventor	Lamberto V. Nepomucceno
Examiner Name	Craig Thompson
Art Unit	2813
Attorney Docket No.	42P13554D

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT	(\$)	0.00
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☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify):
☒ Deposit Account

☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

☒ Credit any overpayments

		Extra Claims	Reborn below	Fee Paid
Total Claims	18	0	50.00	\$0.00
Independent Claims	2	0	200.00	\$0.00
Multiple Dependent				

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	50	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 2
1203	350	2203	180	Multiple Dependent claims, if not paid
1204	300	2204	160	*Reissue Independent claims over original patent
1205	300	2205	160	*Reissue claims in excess of 20 and over original patent

*or number previously paid, if greater. For Releases, see below

SUBTOTAL (1)	(5)	0.00
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	Large Entity	Small Entity
1. Revenue	More than \$5 million	Less than \$5 million
2. Assets	More than \$5 million	Less than \$5 million
3. Liabilities	More than \$5 million	Less than \$5 million
4. Employees	More than 50	Less than 50
5. Industry	Not a nonprofit	Nonprofit
6. State	Not a state	State
7. Country	Not a country	Country
8. Organization	Not an organization	Organization
9. Nonprofit	Not a nonprofit	Nonprofit
10. Entity	Not an entity	Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051	130	2051	95	Surcharge - late filing fee of oath
1052	60	2052	26	Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130	Non-English specification
1251	120	2251	60	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1,020	2253	510	Extension for reply within third month
1254	1,590	2254	795	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	600	Request for oral hearing
1451	1,510	2451	1,510	Petition to institute a public use proceeding
1480	130	2480	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(a)
1808	180	1808	180	Submission of Information Disclosure Stmt
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	780	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify) _____

SUBTOTAL (2)

5

Complete (if applicable)

Telephone (714) 557-3800

Date 12/15/04

Based on PTO/SB/17 (12-04) as modified by Blakey, Sokoloff, Taylor & Zisman (with 12/15/2004).
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Appl. No. 10/777,619
Amdt. Dated 12/15/2004
Reply to Office action of 12/01/2004

DEC 15 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No. :	10/777,619	Confirmation No. 4618
Applicant :	Lamberto V. Nepomucceno	
Filed :	02/12/2004	
TC/A.U. :	2813	
Examiner :	Graig Thompson	
Docket No. :	042390.P13554D	
Customer No. :	8791	

Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

AMENDMENT

Sir:

In response to the Office action of December 1, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.